

WALSTON CROSS ATTORNEYS
THOMAS J. O'BRIEN, State Bar # 274969
735 Montgomery Street, Suite 250
San Francisco, CA 94111
Telephone no. (415) 956-9200
Facsimile: (415) 956-9205

Attorneys for Plaintiff
RICHARD BONOMI

DENNIS J. HERRERA, State Bar #139669
City Attorney
JOANNE HOEPER, State Bar #114961
Chief Trial Attorney
LEONOR NOGUEZ, State Bar #152905
Deputy City Attorney
Fox Plaza
1390 Market Street, Sixth Floor
San Francisco, California 94102-5408
Telephone: (415) 554-3854
Facsimile: (415) 554-3837
E-Mail: leonor.noguez@sfgov.org

Attorneys for Defendant
CITY AND COUNTY OF SAN FRANCISCO

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RICHARD BONOMI,

Plaintiff,

VS.

CITY AND COUNTY OF SAN
FRANCISCO, OFFICER MARCI aka
OFFICER MARCY aka OFFICER MARCIE,
an individual, DOES ONE THROUGH
TWENTY, inclusive.

Defendants.

Case No. CV-10 5847 PJH

**JOINT CASE MANAGEMENT STATEMENT
AND RULE 26(f) REPORT AND ORDER**

Date: March 31, 2011
Time: 1 p.m.
Courtroom: Courtroom 3, 3rd Floor
1301 Clay Street, Oakland

The Honorable Phyllis J. Hamilton

The parties hereby submit this Joint Case Management Statement.

1. Jurisdiction and Service: The Court has federal jurisdiction of this matter pursuant to 42
section 1983.

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2. Facts/Description of Case and Defenses:

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A. Plaintiff

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In light of Defendant's request below, Plaintiffs join in Defendant's request to stay the
5
proceedings in this matter for 50 days.

6
B. Defendants

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Defendant City and County of San Francisco only this week received a letter from plaintiff's
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counsel, dated March 18, 2011, explaining the facts giving rise to the filing of plaintiff's complaint.
9
Defendant will provide a copy of that letter to the Court at the Case Management Conference. Now
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that the City has information concerning the factual allegations, the City made a demand to the San
11
Francisco Forty Niners that they accept tender of the defense in this case. Defendant therefore
12
respectfully requests that the Court stay proceedings in this matter for 50 days to solidify the tender.
13
The Forty Niners and not the City and County of San Francisco should play a role in fashioning the
14
management of this case.

15
3. Legal Issues:

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4. Motions: No motions are pending.

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5. Amendment of Pleadings:

18
6. Evidence Preservation.

19
Defendants are unaware whether Plaintiff has preserved evidence in his possession.

20
7. Disclosures:

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8. Discovery: No formal Discovery has yet taken place.

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The parties agree that the Federal Rules of Civil Procedure shall govern all discovery and
23
supplementations.

24
9. Class Actions: Not applicable.

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10. Related Cases: There are no related cases.

26
11. Relief:

1 Defendants currently have no information about Plaintiff's claimed injuries and other claimed
2 damages.

3 12. Settlement and ADR:

4 13. Consent to Magistrate Judge For All Purposes: Defendants declined to consent to the
5 appointment of a Magistrate Judge to conduct all proceedings.

6 14. Other References: The parties do not believe an Other Reference is appropriate here.

7 15. Narrowing of Issues:

8 16. Expedited Schedule:

9 17. Scheduling:

10 18. Trial:

11 19. Disclosure of Non-Party Interested Entities or Persons: There are no non-Party Interested
12 Entities or Persons in this matter, and those Disclosures have not formally been made.

13 20. Other Matters: The City's tender of this matter is pending.

14 Dated: March 24, 2011

15 WALSTON CROSS, ATTORNEYS

16 /s/*

17 Thomas J. O'Brien
18 Attorneys for Plaintiff

19 Dated: March 24, 2011

20 DENNIS J. HERRERA
21 CITY ATTORNEY

22 By: /s/

23 LEONOR NOGUEZ
24 Deputy City Attorney
25 Attorneys for Defendants

26 THE CASE MANAGEMENT CONFERENCE IS CONTINUED
27 TO MAY 26, 2011 AT 2:00 P.M.



28 JOINT CASE MANAGEMENT STATEMENT-
U.S.D.C. ACTION NO. C-10-5847 PJH